

**ZB# 97-4**

**VGR Assocs. /  
Price Chopper**

**69-1-6**

#97-4- UGR Assoc. / Price Choppers  
Sign Language

7

Prelim.

Jan. 27, 1996.

Fees due - \$150.00 +  
Letter out at 500.00 + paid

- Notice to Sentinel - 1/19/97.

Public Hearing:

Feb. 24, 1997.

~~Adm. Notice to Sentinel 2/24/97~~ Letter out

Public Hearing:

March 24, 1997.

Sign Variance  
Granted

Refund

\$385.00

TOWN OF NEW WINDSOR  
555 Union Avenue  
New Windsor, NY 12553

# General Receipt

16108

Jan. 31 1997

Received from Poughkeepsie Savings Bank \$ 150.00

One Hundred fifty 00/100 DOLLARS

For ZBA # 97-4

DISTRIBUTION:

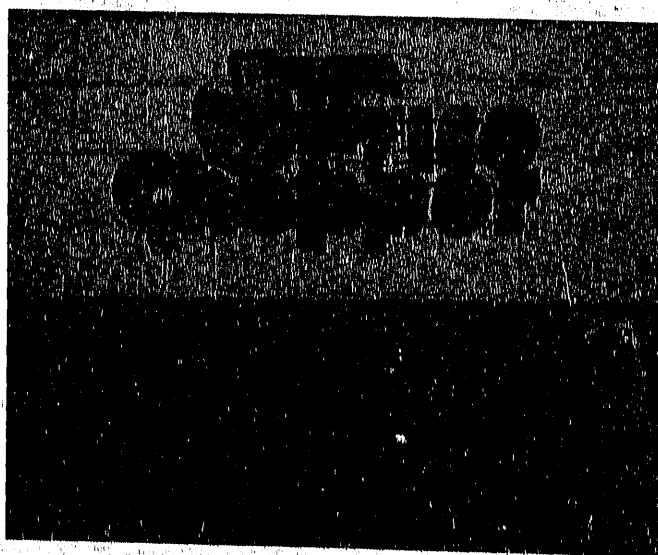
FUND	CODE	AMOUNT
Ch # 83143		150.00

By Dorothy H. Hansen

Town Clerk

TITLE

WILLIAMSON LAW BOOK CO., VICTOR, NY 14564



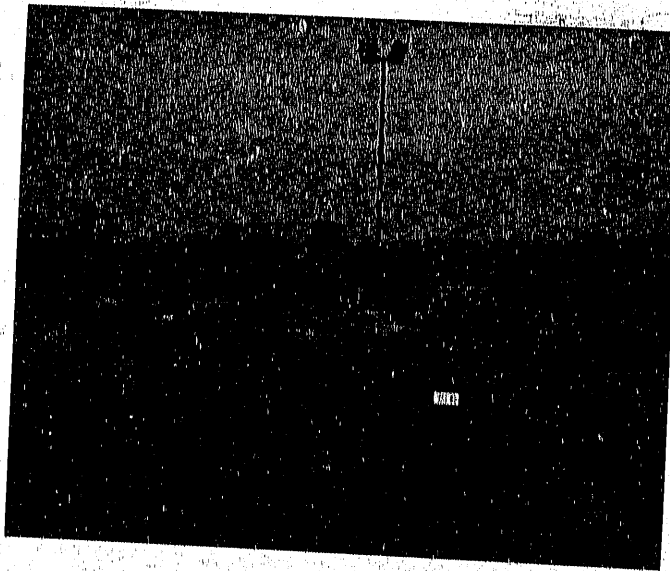
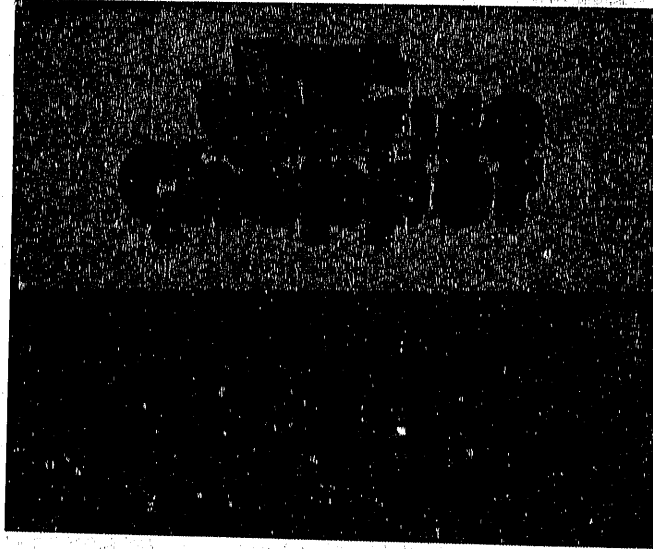
FUND	CODE	AMOUNT
Cr 83143		150.00

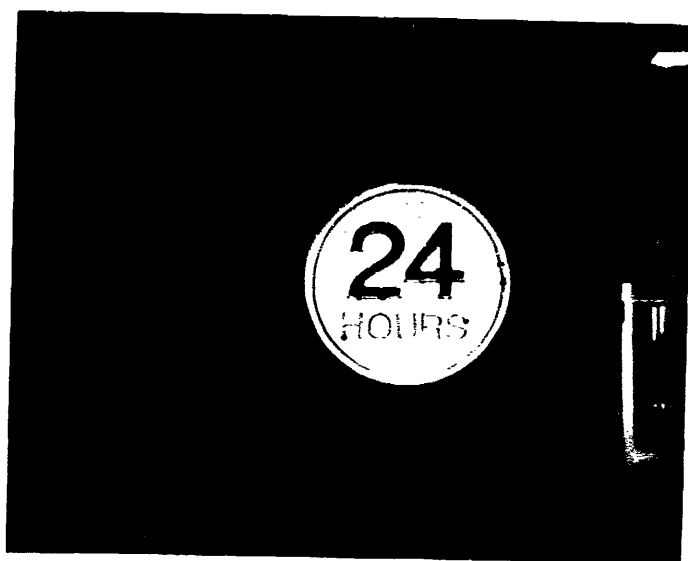
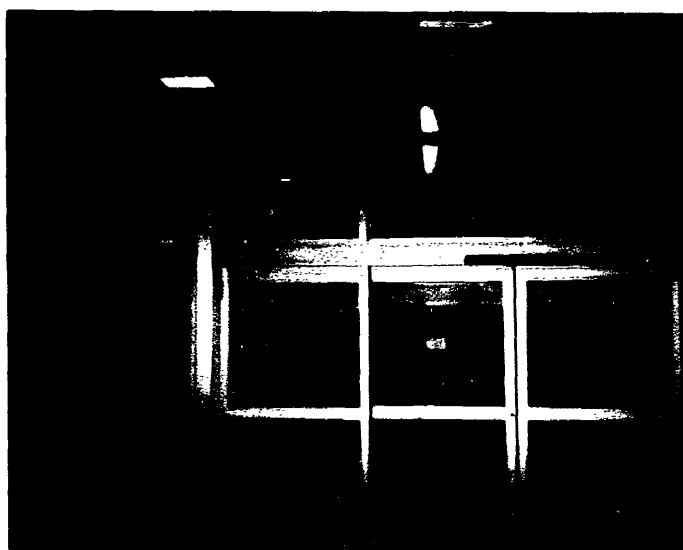
WILLIAMSON LAW BOOK CO., VICTOR, NY 14564

By William H. Williamson

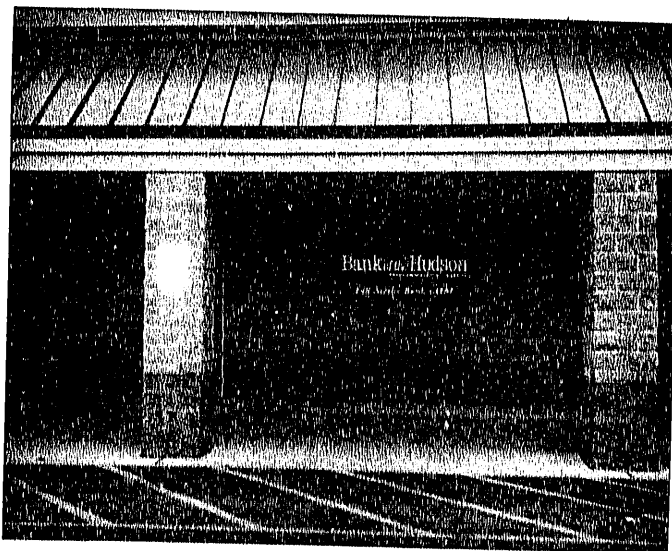
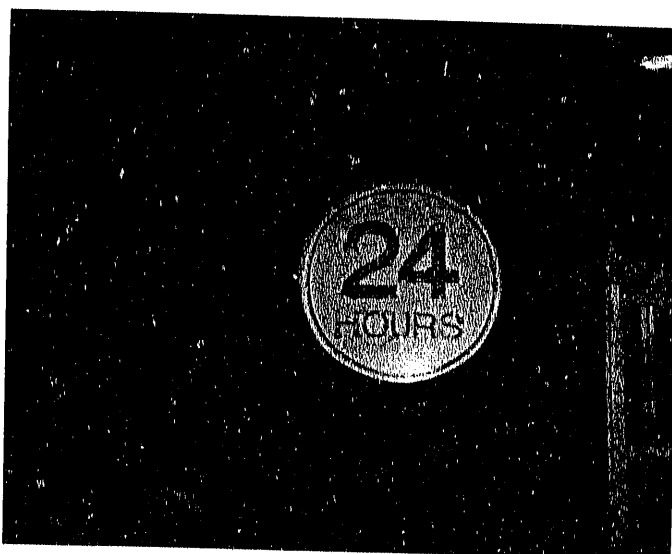
Town Clerk

TITLE





7191-2-UGR 1750-1  
Sign language



Original Document

**POUGHKEEPSIE**  
SAVINGS BANK, FSB

21 MARKET STREET • P.O. BOX 31  
POUGHKEEPSIE, N.Y. 12602

00083142

83142 50-7099  
2219

DATE

NOV 21, 1996

PAY ► \$ \*\*\*\*\*500.00\*

PAY FIVE HUNDRED DOLLARS AND 00/100

TO THE  
ORDER

TOWN OF NEW WINDSOR  
555 UNION AVENUE  
NEW WINDSOR NY 12553

  
AUTHORIZED SIGNATURE

4 # ~~96-33~~ 97-4. 00083142 221970993 8700000868

**POUGHKEEPSIE**  
SAVINGS BANK, FSB

21 MARKET STREET • P.O. BOX 31  
POUGHKEEPSIE, N.Y. 12602

00083143

83143 50-7099  
2219

DATE

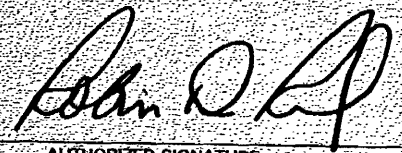
NOV 21, 1996

PAY ► \$ \*\*\*\*\*150.00\*

PAY ONE HUNDRED FIFTY DOLLARS AND 00/100

TO THE  
ORDER

TOWN OF NEW WINDSOR  
555 UNION AVENUE  
NEW WINDSOR NY 12553

  
AUTHORIZED SIGNATURE

4 # ~~96-33~~ 97-4. 00083143 221970993 8700000868

Date 3/31, 1997

# TOWN OF NEW WINDSOR

TOWN HALL, 555 UNION AVENUE  
NEW WINDSOR, NEW YORK 12553

TO Boughkeepsie Savings Bank DR.

21 Market Street - P.O. Box 31  
Boughkeepsie, N.Y. 12602

Charge: ZBA

DATE

CLAIMED

ALLOWED

3/31/97

Refund of Escrow Deposit - #97-4

\$ 385.00

Approved: Dorinda C. Brunken  
ZBA.



## APPLICATION FEE (DUE AT TIME OF FILING OF APPLICATION)

APPLICANT: VGR Assoc / Price ChoppersFILE # 97-4RESIDENTIAL: \$ 50.00  
INTERPRETATION: \$150.00

COMMERCIAL: \$150.00

AREA ☐

Sign

USE ☐APPLICATION FOR VARIANCE FEE . . . . . \$ 150.00

\* \* \* \* \*

#83143  
Paid 1/31/97. ✓ESCROW DEPOSIT FOR CONSULTANT FEES . . . . . \$ 500.00#83142  
Paid 1/31/97

## DISBURSEMENTS -

STENOGRAPHER CHARGES: \$4.50 PER PAGE

PRELIMINARY MEETING - PER PAGE 1/27/97 - 7 pages \$ 31.502ND PRELIM. MEETING - PER PAGE 3/24/97 - 3 pages \$ 13.50

3RD PRELIM. MEETING - PER PAGE . . . . . \$

PUBLIC HEARING - PER PAGE . . . . . \$

PUBLIC HEARING (CONT'D) PER PAGE . . . . . \$

TOTAL . . . . . \$ 45.00

ATTORNEY'S FEES: \$35.00 PER MEETING

PRELIM. MEETING: 1/27/97 - . . . . . \$ 35.002ND PRELIM. 3/24/97 . . . . . \$ 35.00

3RD PRELIM. . . . . \$

PUBLIC HEARING . . . . . \$

PUBLIC HEARING . . . . . \$

TOTAL . . . . . \$ 70.00

## MISC. CHARGES:

TOTAL . . . . . \$ 115.00LESS ESCROW DEPOSIT . . . . . \$ 500.00

(ADDL. CHARGES DUE) . . . . . \$

REFUND DUE TO APPLICANT . . . . . \$ 385.00

Refund.

(ZBA DISK#7-012192.FEE)

In the Matter of the Application of  
**VGR ASSOCS./POUGHKEEPSIE SAVINGS BANK**

**MEMORANDUM OF  
DECISION GRANTING  
AREA VARIANCE**

#97-4.

**WHEREAS, V.G.R. ASSOCIATES**, a New York general partnership with offices located at P. O.Box 334, Lenox Hill Station, New York, N. Y. 10021-0009, owner, and **POUGHKEEPSIE SAVINGS BANK**, 249 Main Mall, Poughkeepsie, N. Y. 12602, have made application before the Zoning Board of Appeals for a variation of Section 48-18H(1)(b)[1] of the Supplemental Sign Regulations which permits only two (2) facade signs and the request of the applicant being for three (3) facade signs, located at the Price Choppers Supermarket at the Vails Gate Five Corners, Routes 94 and 300 in a C zone; and

**WHEREAS**, a public hearing was held on the 24th day of March, 1997 before the Zoning Board of Appeals at the Town Hall, New Windsor, New York; and

**WHEREAS**, the Applicant appeared before the Board through the representation of Tom Walsh of Sign Language; and

**WHEREAS**, there were no spectators appearing at the public hearing; and

**WHEREAS**, no one spoke in favor of or in opposition to the Application; and

**WHEREAS**, a decision was made by the Zoning Board of Appeals on the date of the public hearing granting the application; and

**WHEREAS**, the Zoning Board of Appeals of the Town of New Windsor sets forth the following findings in this matter here memorialized in furtherance of its previously made decision in this matter:

1. The notice of public hearing was duly sent to residents and businesses as prescribed by law and in The Sentinel, also as required by law.

2. The evidence presented by the Applicant showed that:

(a) The property which is the subject of this Application is a commercial property located in a neighborhood of commercial properties, specifically in the shopping center containing both its store and a number of commercial establishments.

(b) The property contains a supermarket and sign variances were previously granted to

it in connection with the signage for the supermarket store use.

(c) Since the aforementioned variances were granted, there is an area bank which has located a branch in that supermarket and the subject application is for signage advertising the existence of that bank branch.

(d) The proposed signage is in no way related to the supermarket/grocery store use of the property and is solely related to the bank contained therein.

(e) A variance for signage related to that bank use could not have been previously applied for or granted since there was no bank branch in existence in the building at the time the prior variances were applied for and granted.

(f) The proposed sign will be mounted on the facade of the building under the canopy which presently exists.

(g) The proposed bank sign is a single sign measuring 3 ft. x 6 ft., single sided with interior, steady, non-flashing, illumination.

(h) The size of the wall area on which the proposed sign is to be located is large and considering that the store on which it is to be located is not next to the road, nor that there is any free-standing sign, such a sign appears to be appropriate considering this location and this particular building.

(I) The appearance of the proposed sign is consistent with the signs already in the shopping center in which the building is contained.

**WHEREAS**, the Zoning Board of Appeals of the Town of New Windsor makes the following conclusions of law here memorialized in furtherance of its previously made decision in this matter:

1. The requested variance will not produce an undesirable change in the character of the neighborhood or create a detriment to nearby properties.

2. There is no other feasible method available to the Applicant which can produce the benefits sought.

3. The variance requested is substantial in relation to the Town regulations but nevertheless is warranted due to the peculiar nature of the property and it is anticipated that the proposed sign will enhance rather than detract from the value of the property.

4. The requested variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or zoning district.

5. The difficulty the Applicant faces in conforming to the bulk regulations is self-created

but nevertheless should be allowed because of the existence of a new business in that location needs some signage to identify it to the public and allowing the proposed sign to be erected will not only be consistent with the shopping center within which it is located but will promote the interests of the Town of New Windsor by having further commercial development serving its citizens.

6. The benefit to the Applicant, if the requested variance is granted, outweighs the detriment to the health, safety and welfare of the neighborhood or community.

7. The requested variance is appropriate and is the minimum variances necessary and adequate to allow the Applicant relief from the requirements of the Zoning Local Law and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.

8. The interests of justice will be served by allowing the granting of the requested area variance.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Zoning Board of Appeals of the Town of New Windsor GRANT a request for an additional facade sign (totaling 3) on Price Choppers Supermarket located at Five Corners in Vails Gate at Routes 94 and 300, in variation of Section 48-18H(1)(b)[1] of the Supplemental Sign Regulations in a C zone as sought by the Applicant in accordance with plans filed with the Building Inspector and presented at the public hearing.

**BE IT FURTHER**

**RESOLVED**, that the Secretary of the Zoning Board of Appeals of the Town of New Windsor transmit a copy of this decision to the Town Clerk, Town Planning Board and Applicant.

Dated: April 28, 1997.

  
Chairman



# TOWN OF NEW WINDSOR

555 UNION AVENUE  
NEW WINDSOR, NEW YORK 12553-6196  
Telephone: (914) 563-4610  
Fax: (914) 563-4693

December 13, 1996

30

Sign Language  
182 Old Route 9  
Suite 2  
Fishkill, New York 12524

Re: Tax Map Parcel #69-1-6

Dear Sir:

According to our records, the attached list of property owners are within five hundred (500) feet of the above-referenced property.

The charge for this service is \$65.00, minus your deposit of \$25.00.

Please remit the balance of \$40.00 to the Town Clerk's office.

Sincerely,

*J. Cook*  
LESLIE COOK  
Sole Assessor

LC/cmo  
Attachments

~~cc: Pat Barnhart, ZBA~~

National Temple Hill Assoc. Inc.  
Temple Hill Road  
Vails Gate, New York 12584

Duarte, Graciano B.  
60 Blueberry Dr.  
Woodcliff Lake, NJ 07675

Route 300 Associates  
c/o John Yanaklis  
550 Hamilton Ave.  
Brooklyn, NY 11232

County of Orange  
255-275 Main St.  
Goshen, NY 10924

Bergknoff, Irwin  
Route 32  
Highland Mills, NY 10930

SNJ Corp.  
c/o Big V Supermarkets  
176 So. Main St.  
Florida, NY 10921

Prekas, Steve  
c/o ACSIS Foods Inc.  
PO Box 212  
Vails Gate, NY 12584

Albany Savings Bank  
94 Broadway  
Newburgh, NY 12550

R & S Foods Inc.  
249 North Craig St.  
Pittsburgh, PA 15213

NYS Dept. Of Transportation  
Office of the State Comptroller  
A.E. Smith Office Bldg.  
Albany, NY 12236

Grana, John  
PO Box 317  
Vails Gate, NY 12584

Primavera Properties Inc.  
PO Box 177  
Vails Gate, NY 12584

Angelo Rosmarino Enterprises Inc.  
PO Box 392  
Vails Gate, NY 12584

Amerada Hess Corp.  
c/o Dean E. Cole, Mgr.  
Property Tax Dept.  
1 Hess Plaza  
Woodbridge, New Jersey 07095

MCB Partnership  
208 Meadow Ave.  
Scranton, PA 18505

FFCA Acquisition Corp.  
17207 North Perimeter Dr.  
Scottsdale, AZ 85255

TGS Associates Inc.  
15 East Market Street  
Red Hook, NY 12571

S & S Properties Inc.  
123 Quaker Road  
Highland Mills, NY 10930

Conna Corporation  
c/o Dairy Mart #6668  
One Vision Drive  
Enfield, CT 06082  
Attn: Property Admin. Dept.

Storage Equities Inc. & PS Partners Ltd.  
PO Box 25025  
Glendale, CA 91201-5025

West Point Tours  
PO Box 125  
Vails Gate, NY 12584

Bernhardt, Coleen J. & Robert G.  
PO Box 407  
Vails Gate, NY 12584

Boneri, Jean C.  
Box 526  
Vails Gate, NY 12584

Simonson, Richard & Helen  
Box 485  
Vails Gate, NY 12584

Brewer, Ella  
Box 527  
Vails Gate, NY 12584

Brewer, Wilbur & Mary E.  
PO Box 610  
Vails Gate, NY 12584

Ernst, Jay K.  
2465 Palisades Ave.  
Apt. 3E  
Bronx, NY 10463

Brewer, Walter  
PO Box 293  
Vails Gate, NY 12584

McMillen, Mary  
PO Box 153  
Vails Gate, NY 12584

Brewer, Russell A. Jr. & Ruth Ann  
Route 94, Box 103  
Vails Gate, NY 12584

Brewer, Helen & Ida Mae & Michael  
PO Box 293  
Vails Gate, NY 12584



Deyo, Beatrice &  
Scherf, Hannah Marie & Lawrence Arthur  
PO Box 293  
Vails Gate, NY 12584

Central Hudson Gas & Electric Corporation  
284 South Ave.  
Poughkeepsie, NY 12601

Franchise Realty Interstate Corp.  
C/o Colley & McCoy Co.  
PO Box 360  
Windham, NH 03087

Gardner, Fred &  
Slepoy, Andrew & William & Jacqueline  
c/o Slepoy Family Trust & Fred Gardner #2  
104 S. Central Avenue, Room 20  
Valley Stream, NY 11580-5461

Mobil Oil Corp.  
Property Tax Dept.  
PO Box 290  
Dallas, TX 75221

Leonardo, Constantine by Will  
PO Box 3172  
Newburgh, NY 12550

Leonardo, Samuel by Will  
7 Dogwood Hills Road  
Newburgh, NY 12550

House of Apache Properties Ltd.  
52 Elm Street  
Huntington, NY 11743

Hughes, Terry Scott  
18 Ellison Drive  
New Windsor, NY 12553

Mans, Clarence P.  
PO Box 247  
Vails Gate, NY 12584

Gardner Plus 3  
104 So. Central Ave.  
Valley Stream, NY 11580-5461

4 Acres LLC  
104 South Central Avenue  
Valley Stream, NY 11580

Yereance, Myrtle E. Estate of  
c/o Tesman  
3 Hasbrouck Ave  
Highland, NY 12528

Duffy, James H. & Phyllis C.  
PO Box 214  
Vails Gate, NY 12584

Sy Realty Corp.  
550 Hamilton Ave.  
Brooklyn, NY 11232

Orange County I.D.A.  
c/o Strober King Building Supply  
PO Box 726  
Vails Gate, NY 12584

Dedominicis, Antonio & Giencinta  
PO Box 327  
Cornwall, NY 12518

Babcock, Robert & Catherine  
Box 537  
Vails Gate, NY 12584

Kelly, Katherine  
Box 38  
Vails Gate, NY 12584

TOWN OF NEW WINDSOR  
ZONING BOARD OF APPEALS

APPLICATION FOR VARIANCE

97-4  
# ~~96-33~~

Date: 12/20

I. Applicant Information: (518) 356-9589

- ELDON J. SMITH JR. (a) V.G.R. ASSOCIATES PRICE CHOPPER VAILS GATE, PO BOX 334, NY NY 10021  
(Name, address and phone of Applicant) (414) 431-6288 (Owner)
- DEBBIE FRIEDRICH, (b) POUGHKEEPSIE SAVINGS BANK, 249 MAIN MAIL, POUGHKEEPSIE, NY 12602  
(Name, address and phone of purchaser or lessee)
- (c) \_\_\_\_\_  
(Name, address and phone of attorney) (914) 896-2156
- (d) TOM WALSH, SIGN LANGUAGE, INC, 182 OLD RT 9, SUITE 2, FISHKILL, NY 12524  
(Name, address and phone of contractor/engineer/architect)

II. Application type:

- ☐ Use Variance ☒ Sign Variance
- ☐ Area Variance ☐ Interpretation

III. Property Information:

- (a) C RT 300 & 94, VAILS GATE SHOPPING CTR 68.1.6 NEW WINDSOR, NY (S B L) (Lot size) ✓
- (b) What other zones lie within 500 ft.? None
- (c) Is a pending sale or lease subject to ZBA approval of this application? NO
- (d) When was property purchased by present owner? \_\_\_\_\_
- (e) Has property been subdivided previously? \_\_\_\_\_
- (f) Has property been subject of variance previously? YES  
If so, when? \_\_\_\_\_
- (g) Has an Order to Remedy Violation been issued against the property by the Building/Zoning Inspector? \_\_\_\_\_
- (h) Is there any outside storage at the property now or is any proposed? Describe in detail: NO

IV. Use Variance.

- (a) Use Variance requested from New Windsor Zoning Local Law, Section \_\_\_\_\_, Table of \_\_\_\_\_ Regs., Col. \_\_\_\_\_, to allow: \_\_\_\_\_  
(Describe proposal) \_\_\_\_\_

(b) The legal standard for a "use" variance is unnecessary hardship. Describe why you feel unnecessary hardship will result unless the use variance is granted. Also set forth any efforts you have made to alleviate the hardship other than this application.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(c) Applicant must fill out and file a Short Environmental Assessment Form (SEQR) with this application.

(d) The property in question is located in or within 500 ft. of a County Agricultural District: Yes \_\_\_\_\_ No X.

If the answer is Yes, an agricultural data statement must be submitted along with the application as well as the names of all property owners within the Agricultural District referred to. You may request this list from the Assessor's Office.

X. Area variance:

(a) Area variance requested from New Windsor Zoning Local Law, Section \_\_\_\_\_, Table of \_\_\_\_\_ Regs., Col. \_\_\_\_\_.

<u>Requirements</u>	<u>Proposed or Available</u>	<u>Variance Request</u>
Min. Lot Area _____	_____	_____
Min. Lot Width _____	_____	_____
Reqd. Front Yd. _____	_____	_____
Reqd. Side Yd. _____	_____	_____
Reqd. Rear Yd. _____	_____	_____
Reqd. Street Frontage* _____	_____	_____
Max. Bldg. Hgt. _____	_____	_____
Min. Floor Area* _____	_____	_____
Dev. Coverage* _____ %	_____ %	_____ %
Floor Area Ratio** _____	_____	_____
Parking Area _____	_____	_____

\* Residential Districts only

\*\* No-residential districts only

(b) In making its determination, the ZBA shall take into consideration, among other aspects, the benefit to the applicant if the variance is granted as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. Also, whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance; (2) whether the benefit sought by the applicant can be achieved by some other method feasible for the applicant to pursue other than an area variance; (3)

whether the requested area variance is substantial; (4) whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district; and (5) whether the alleged difficulty was self-created. Describe why you believe the ZBA should grant your application for an area variance:

(You may attach additional paperwork if more space is needed)

#### VI. Sign Variance:

(a) Variance requested from New Windsor Zoning Local Law, Section 48-184, Table of Supp. Sign Regs., Col. Req.

	<u>(1)(b) [1] - Supp. Sign Requirements</u>	<u>Proposed or Available</u>	<u>Variance Request</u>
Sign 1			<u>3'x6' 55 Illum.</u>
Sign 2			
Sign 3			
Sign 4			

(b) Describe in detail the sign(s) for which you seek a variance, and set forth your reasons for requiring extra or over size signs.

ROUGHKEEPER SAVINGS BANK SIGN 3'x6' SINGLE SIDED ILLUMINATED.  
REASON BEING ITS THEIR ONLY INDICATION TO THE PUBLIC THAT THEY  
OCCUPY SPACE WITHIN THE PREMISES.

(c) What is total area in square feet of all signs on premises including signs on windows, face of building, and free-standing signs?

199.58 SQ FT (12.5 SQ FT - ROUND 24 HOURS SIGN, 4.5 SQ FT WINDOW SIGN)  
180.25 SQ FT BIG PRICE CHOPPER SIGN, 2.83 SQ FT NEON SIGN)

#### VII. Interpretation.

(a) Interpretation requested of New Windsor Zoning Local Law, Section \_\_\_\_\_, Table of \_\_\_\_\_ Regs., Col. \_\_\_\_\_.

(b) Describe in detail the proposal before the Board:

#### VIII. Additional comments:

(a) Describe any conditions or safeguards you offer to ensure that the quality of the zone and neighboring zones is maintained or

upgraded and that the intent and spirit of the New Windsor Zoning is fostered. (Trees, landscaping, curbs, lighting, paving, fencing, screening, sign limitations, utilities, drainage.)

IX. Attachments required:

- ☒ Copy of referral from Bldg./Zoning Insp. or Planning Bd.
- ☒ Copy of tax map showing adjacent properties.
- ☒ Copy of contract of sale, lease or franchise agreement.
- ☒ Copy of deed and title policy.
- ☒ Copy(ies) of site plan or survey showing the size and location of the lot, the location of all buildings, facilities, utilities, access drives, parking areas, trees, landscaping, fencing, screening, signs, curbs, paving and streets within 200 ft. of the lot in question.
- ☒ Copy(ies) of sign(s) with dimensions and location.
- ☒ Two (2) checks, one in the amount of \$150.00 and the second check in the amount of \$500.00, each payable to the TOWN OF NEW WINDSOR.
- ☒ Photographs of existing premises from several angles.

Photos  
Elevation

X. Affidavit.

Date: December 20, 1996

STATE OF NEW YORK )  
 ) SS.:  
COUNTY OF ORANGE )

The undersigned applicant, being duly sworn, deposes and states that the information, statements and representations contained in this application are true and accurate to the best of his/her knowledge or to the best of his/or information and belief. The applicant further understands and agrees that the Zoning Board of Appeals may take action to rescind any variance granted if the conditions or situation presented herein are materially changed.

Thomas A. McAlister  
(Applicant)

Sworn to before me this

20th day of December, 1996.  
Patricia A. Barnhart

XI. ZBA Action:

(a) Public Hearing date: \_\_\_\_\_

PATRICIA A. BARNHART  
Notary Public, State of New York  
No. 01BA4904434  
Qualified in Orange County  
Commission Expires August 31, 1997

(b) Variance: Granted (\_\_\_) Denied (\_\_\_)

(c) Restrictions or conditions: \_\_\_\_\_

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**NOTE: A FORMAL DECISION WILL FOLLOW UPON RECEIPT OF THE PUBLIC HEARING MINUTES WHICH WILL BE ADOPTED BY RESOLUTION OF ZONING BOARD OF APPEALS AT A LATER DATE.**

**(ZBA DISK#7-080991.AP)**

Date 3/26/97, 19.....

# TOWN OF NEW WINDSOR

**TOWN HALL, 555 UNION AVENUE  
NEW WINDSOR, NEW YORK 12553**

TO Frances Roth 168 N. Drury Lane DR.  
Newburgh Ny 12556

DATE		CLAIMED	ALLOWED
3/24/77	Zoning Board Mtg	75	00
	Misc. 2		
	Lanthier - 6		
	Bila - 3		
	Dietz - 3		
	VER - 3      13.50.		
	<u>17 pgs</u>	76	50
		151	50



PUBLIC HEARING:

VGR ASSOCIATES/POUGHKEEPSIE SAVINGS BANK

Thomas Walsh of Sign Language came before the board for this proposal.

MR. NUGENT: Request for additional facade sign in variation of Section 48-18H(1)(b)[1] of the supplemental sign regulations on Price Choppers Supermarket located at Five Corners in C zone.

MR. KRIEGER: The young lady that you are sitting with, she isn't here to speak or join in anything?

MR. WALSH: No.

MR. KRIEGER: Let the record reflect that there is no one in the audience, obviously no one wishes to speak cause they are not here.

MR. WALSH: Thank you. The request for an additional sign on the facade of Price Chopper is so that we can identify that there is a bank located inside the shopping center. The additional sign that is requested is a three foot by six foot single sided illuminated sign that will be mounted right exactly where the banner is mounted presently.

MR. NUGENT: Do you have a picture of what it looks like other than this one?

MR. WALSH: This is the location, do you have this layout?

MR. NUGENT: I don't know if I have that or not. Oh, yeah, yes, I do, I believe there's photos.

MS. BARNHART: Yes.

MR. REIS: Where is the sign going to be?

MR. WALSH: Right where the banner is located on the photograph.

MR. NUGENT: Not going to be on the metal fascia, just going to be underneath?

MR. WALSH: Mounted on the brick facade.

MS. BARNHART: There's nobody here but for the record we did send out 50 addressed envelopes and I have got an affidavit of service by mail here stating such that I did that on March 5, 1997.

MR. REIS: Any responses?

MS. BARNHART: No, none.

MR. TORLEY: Again, just for the record, the Price Choppers themselves were here for several sign variances, received two out of the three requests so all signs on the building at present are in compliance and received the appropriate variances.

MR. KANE: Do you feel that this sign is necessary to let the public know that the bank is inside the shopping plaza right there?

MR. WALSH: That is right.

MR. TORLEY: I have no problem with this application but I think this is showing up a flaw perhaps in our sign law that should be addressed if they are going to have more and more of these encapsulated businesses within another business, how we want to handle sign requirements, I can envision somebody setting up one of these flea market operations, we have 30 booths and each one says I want a sign out front.

MR. NUGENT: First of all, we address everyone on an individual basis and number two, you're right in that remark I think that they should be, the sign should be given out as per square footage of the frontal part of the building, not by, you have the same size sign for a building that is 300 feet long for a building that is 25 feet long.

MR. BABCOCK: Right.

MR. TORLEY: If that store is right next to the road I'd feel worse, I would have reservations with that big of a sign but since it's so far back, they require that and you obviously need some kind of sign, otherwise nobody would know that the bank was there. We're trying to avoid setting up where you have 18 different signs in one building.

MR. KRIEGER: The sign that you propose to put up for the bank is it illuminated?

MR. WALSH: Yes, it is.

MR. KRIEGER: Would that be interior illumination?

MR. WALSH: Yes, it is.

MR. KRIEGER: Is it flashing in any way?

MR. WALSH: No.

MR. KRIEGER: Steady illumination?

MR. WALSH: That is correct.

MR. KRIEGER: Neon or fluorescent?

MR. WALSH: Fluorescent.

MR. NUGENT: Any further questions? I'll accept a motion.

MS. OWEN: I make a motion to approve the variance.

MR. REIS: Second it.

ROLL CALL

MR. REIS	AYE
MR. KANE	AYE
MR. TORLEY	AYE
MS. OWEN	AYE
MR. NUGENT	AYE

MR. WALSH: Thank you very much.

OFFICE OF THE BUILDING INSPECTOR - TOWN OF NEW WINDSOR  
ORANGE COUNTY, NY

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

DATE: NOVEMBER 8, 1996

APPLICANT: V.G.R. ASSOCIATES  
PRICE CHOPPER #142 VAILS GATE  
P.O. BOX 334  
NEW YORK, N.Y. 10021

PLEASE TAKE NOTICE THAT YOUR APPLICATION DATE: OCTOBER 24, 1996

FOR (BUILDING PERMIT): FACADE SIGN

LOCATED AT: PRICE CHOPPER

ZONE C

DESCRIPTION OF EXISTING SITE: SEC: 69, BLOCK: 1, LOT: 6  
EXISTING SUPERMARKET

IS DISAPPROVED ON THE FOLLOWING GROUNDS:

1. VARIANCE GRANTED FOR EXISTING ~~THREE (3)~~ <sup>two (2)</sup> FACADE SIGNS - ADDING ONE  
(1) BANK SIGN TO TOTAL ~~FOUR (4)~~ <sup>three (3)</sup> SIGNS



BUILDING INSPECTOR

\*\*\*\*\*

PERMITTED

PROPOSED OR  
AVAILABLE

VARIANCE  
REQUEST

ZONE C

USE 48-18 H(1)(b)(1)

REVISED 1-27-97 (MB)

WALL SIGNS

A2

X3

1

APPLICANT IS TO PLEASE CONTACT THE ZONING BOARD SECRETARY AT  
914-563-4630 TO MAKE AN APPOINTMENT WITH THE ZONING BOARD OF  
APPEALS.

CC: Z.B.A., APPLICANT, B.P. FILE



October 17, 1996

Ms. Tanya G. Vanasse  
Director of Marketing  
Poughkeepsie Savings Bank, FSB  
249 Main Mall  
Poughkeepsie, NY 12602

Re: APPROVAL FOR EXTERIOR SIGNAGE  
COHOES SAVINGS BANK  
Price Chopper #142  
Vails Gate, New York

OCT 21 REC'D

Dear Debbie:

Under cover of this letter, enclosed please find one (1) original of owner's approval letter for Cohoes Savings Bank's exterior sign and five (5) photocopies of Price Chopper's exterior store front elevation at Vails Gate Shopping Center.

By virtue of this letter, Price Chopper hereby approves the bank's signage, as provided herein. *The sign will be mounted on the exterior wall, underneath the canopy, centered between two columns near the auxiliary entrance, where the bank's interior space will be located.*

Poughkeepsie Savings Bank may now proceed to have Tom Walsh with Sign Language seek approval for the sign from the Town New Windsor on the bank's behalf.

Should you have questions, please feel free to call me at (518) 356-9589.

Sincerely,



Eldon G. Smith, Jr.  
Real Estate Specialist

EJS/ks  
Enclosure

A Golub Corporation Company

501 DUANESBURG ROAD • PO BOX 1074 • SCHENECTADY, NEW YORK 12301 • PHONE (518) 355-5000



EXECUTED - ORIGINAL

October 9, 1996

Mr. Louis H. James  
V.G.R. Associates  
P.O. Box 334  
New York, NY 10021

Re: APPROVAL FOR EXTERIOR SIGNAGE  
POUGHKEEPSIE SAVINGS BANK  
Price Chopper #142  
Vails Gate, New York

Dear Louis:

As you may know, Price Chopper is under contract with Poughkeepsie Savings Bank to install a full service branch bank office inside of the Price Chopper location in Vails Gate. The bank is scheduled to open in late November.

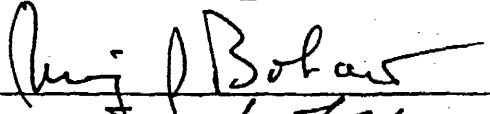
20B  
JON Price Chopper is requesting the owner's approval for exterior signage for the bank. Specifically, we want to mount a 3' x 6' sign on the front of the supermarket building, as shown on the enclosed front elevation.

After Price Chopper receives V.G.R.'s approval, Poughkeepsie Savings Bank will file an application to seek approvals from the Town of New Windsor on their own behalf. *The bank will need the owner's and Price Chopper's approval in order to file their application.* Our obligations under the lease with respect to signage would extend to the bank's sign as well.

*Please indicate your approval by signing this letter in the appropriate space below. Return two originals to my attention and keep the third for your files.*

Should you have questions, please call me at 356-9589. Thank you for your cooperation, Louis.

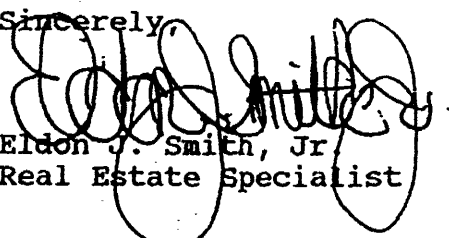
APPROVED BY:  
V.G.R. ASSOCIATES

  
Date: 10/15/96

EJS/ks  
Enclosure

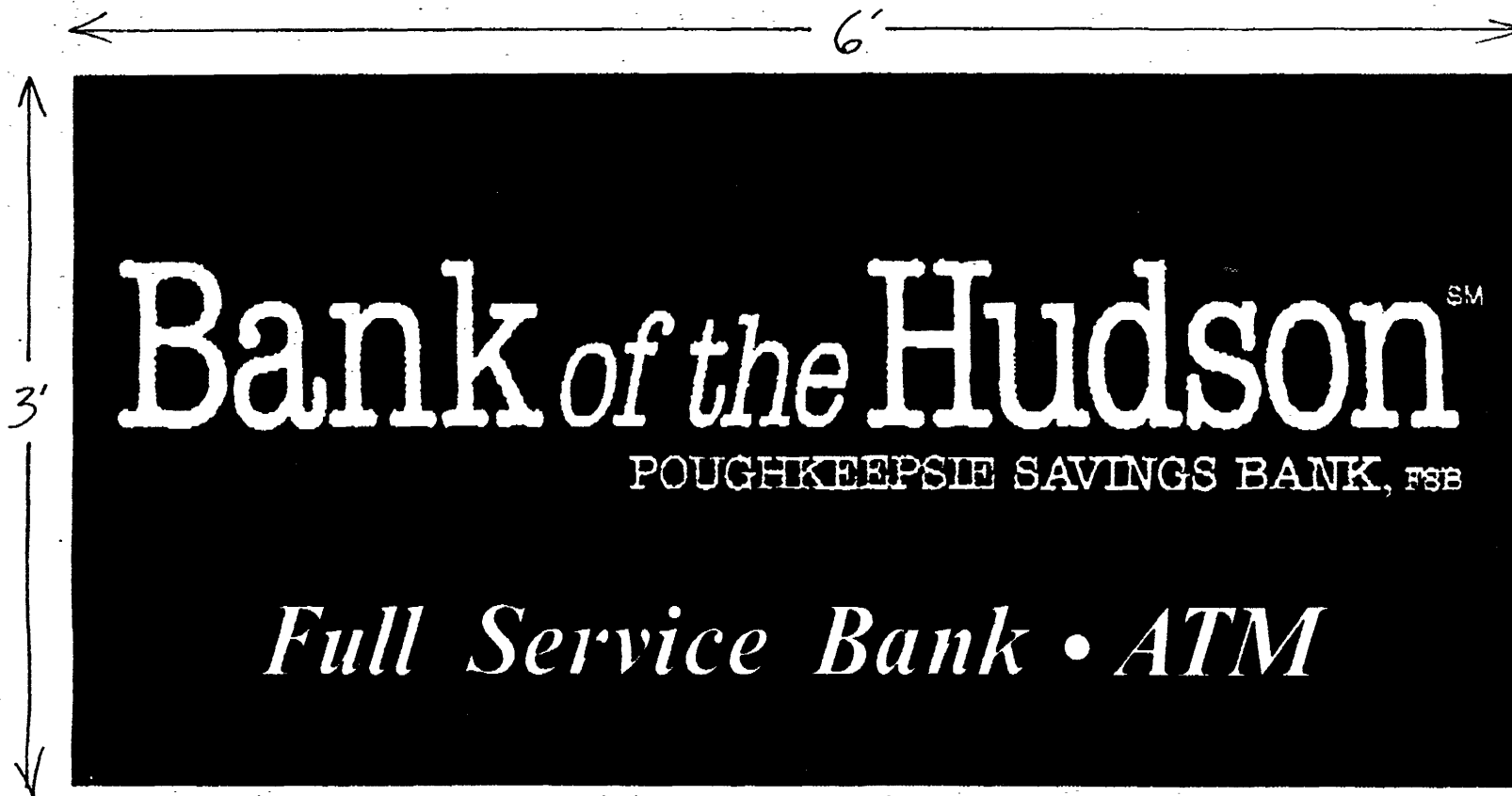
cc: Adrian C. Goddard  
Verticon, Ltd.

Sincerely,

  
Eldon J. Smith, Jr.  
Real Estate Specialist

A Golub Corporation Company

501 DUANESBURG ROAD • PO BOX 1074 • SCHENECTADY, NEW YORK 12301 • PHONE (518) 355-5000



3'x6' ELECTRIC SIGN, BLUE STRETCHFACE BACKGROUND, WHITE LOGO AND LETTERING  
FOR PRICE CHOPPER IN VAILSGATE

THIS DESIGN IS THE SOLE  
PROPERTY OF SIGN LANGUAGE.  
NOT TO BE USED IN ANY  
FORM OR FASHION.

TITLE: POUGHKEEPSIE SAVINGS BANK

APPROVAL:

SCALE: N/A

DATE: 10/24/96

**Sign Language**

182 OLD ROUTE 9  
FISHKILL, NEW YORK 12524  
PHONE: (914) 896-2156 FAX: (914) 896-2158

**IMPORTANT**  
**YOU MUST CALL FOR ALL REQUIRED INSPECTIONS OF CONSTRUCTION**

Other inspections will be made in most cases but those listed below must be made or Certificate of Occupancy may be withheld. Do not mistake an unscheduled inspection for one of those listed below. Unless an inspection report is left on the job indicating approval of one of these inspections it has not been approved and it is improper to continue beyond that point in the work. Any disapproved work must be reinspected after correction.

1. When excavating is complete and footing forms are in place (before pouring.)
2. Foundation inspection. Check here for waterproofing and footing drains.
3. Inspect gravel base under concrete floor and under slab plumbing.
4. When framing is completed and before it is covered from inside and plumbing rough-in.
5. Insulation.
6. Plumbing final and final. Have on hand electrical inspection data and final certified plot plan. Building is to be completed at this time. Well water test required and engineer's certification letter for septic system required.
7. Driveway inspection must meet approval of Town Highway Superintendent. A driveway bond may be required.
8. \$50.00 charge for any site that calls for the inspection twice.
9. Permit number must be called in with each inspection.
10. There will be no inspections unless yellow permit card is posted.
11. Sewer permit must be obtained along with building permit for new houses.
12. Septic permit must be submitted with engineer's drawing and perc test.
13. Road opening permits must be obtained from Town Clerk's office.
14. All building permits will need a Certificate of Occupancy or a Certificate of Compliance and there is no fee for this.

PLEASE PRINT CLEARLY  
 FILL OUT ALL INFORMATION WHICH APPLIES TO YOU

Owner of Premises V.G.R. ASSOCIATES

Address PRICE CHOPPER #142 VAILS GATE Phone 914-356-9589

Mailing Address P.O. BOX 334, NEW YORK, NY 10021

Name of Architect N/A

Address N/A

Phone \_\_\_\_\_

Name of Contractor SIGN LANGUAGE

Address 182 OLD ROUTE 9, FISHKILL, NY 12524 Phone 914-896-2156

State whether applicant is owner, lessee, agent, architect, engineer or builder BUILDER (SIGN MANUFACTURER)

If applicant is a corporation, signature of duly authorized officer.

Thomas A. W. C. PRESIDENT  
 (Name and title of corporate officer)

**FOR OFFICE USE ONLY**

Building Permit # \_\_\_\_\_

1. On what street is property located? On the \_\_\_\_\_ side of \_\_\_\_\_  
 and \_\_\_\_\_ feet from the intersection of \_\_\_\_\_  
 (N, S, E or W)

2. Zone or use district in which premises are situated \_\_\_\_\_ Is property a flood zone? Y \_\_\_\_\_ N \_\_\_\_\_

3. Tax Map Description: Section \_\_\_\_\_ Block \_\_\_\_\_ Lot \_\_\_\_\_

4. State existing use and occupancy of premises and intended use and occupancy of proposed construction.

a. Existing use and occupancy \_\_\_\_\_ b. Intended use and occupancy \_\_\_\_\_

5. Nature of work (check if applicable) New Bldg ☐ Addition ☐ Alteration ☐ Repair ☐ Removal ☐ Demolition ☐ Other ☒

6. Is this a corner lot? \_\_\_\_\_ Sign — see attached

7. Dimensions of entire new construction. Front \_\_\_\_\_ Rear \_\_\_\_\_ Depth \_\_\_\_\_ Height \_\_\_\_\_ No. of stories \_\_\_\_\_

8. If dwelling, number of dwelling units: \_\_\_\_\_ Number of dwelling units on each floor \_\_\_\_\_

Number of bedrooms \_\_\_\_\_ Baths \_\_\_\_\_ Toilets \_\_\_\_\_  
 Heating Plant: Gas \_\_\_\_\_ Oil \_\_\_\_\_ Electric/Hot Air \_\_\_\_\_ Hot Water \_\_\_\_\_  
 If Garage, number of cars \_\_\_\_\_

9. If business, commercial or mixed occupancy, specify nature and extent of each type of use \_\_\_\_\_

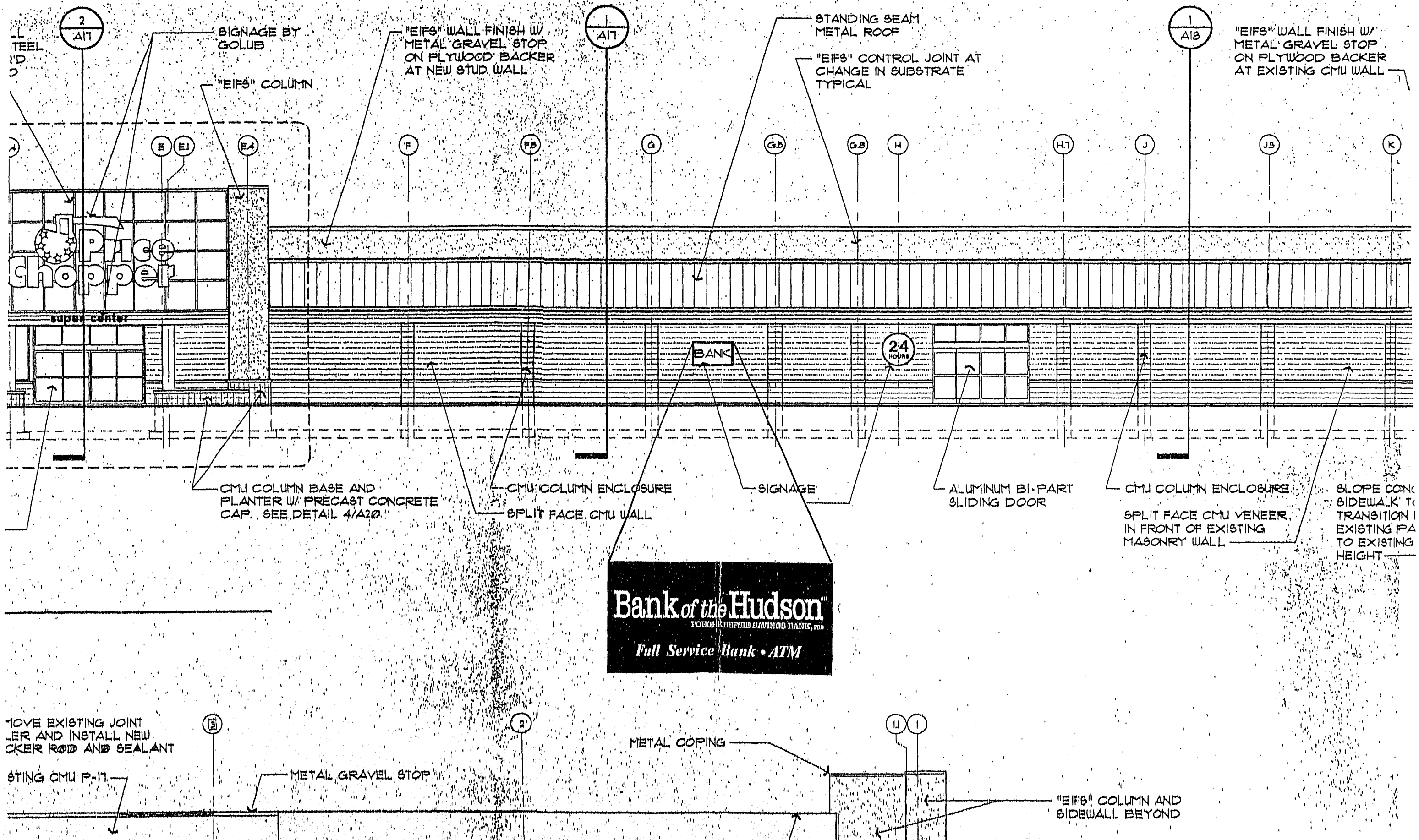
10. Estimated cost 1,030.- Fee \_\_\_\_\_  
 (To be Paid on this Application)

11. School District \_\_\_\_\_

*Costs for the work described in the Application for Building Permit include the cost of all the construction and other work done in connection therewith, exclusive of the cost of the land. If final cost shall exceed estimated cost, an additional fee may be required before the issuance of Certificate of Occupancy.*







ZONING BOARD OF APPEALS : TOWN OF NEW WINDSOR  
COUNTY OF ORANGE : STATE OF NEW YORK

-----x  
In the Matter of Application for Variance of

VGR Assoc./Loughtoepsie Savings Bank.

Applicant.

AFFIDAVIT OF  
SERVICE  
BY MAIL

# 97-4  
-----x

STATE OF NEW YORK )  
                              ) SS.:  
COUNTY OF ORANGE )

PATRICIA A. BARNHART, being duly sworn, deposes and says:

That I am not a party to the action, am over 18 years of age and reside at 7 Franklin Avenue, New Windsor, N. Y. 12553.

On February 3, 1997, I compared the 50 addressed envelopes containing the attached Notice of Public Hearing with the certified list provided by the Assessor regarding the above application for variance and I find that the addressees are identical to the list received. I then mailed the envelopes in a U. S. Depository within the Town of New Windsor.

Patricia A. Barnhart  
Patricia A. Barnhart

Sworn to before me this  
3 day of February, 1997.

Mary Ann Hotaling  
Notary Public

MARY ANN HOTALING  
Notary Public, State of New York  
No. 01H05062877  
Qualified in Orange County  
Commission Expires July 8, 1998

(TA DOCDISK#7-030586.AOS)

PUBLIC NOTICE OF HEARING BEFORE

ZONING BOARD OF APPEALS

TOWN OF NEW WINDSOR

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing pursuant to Section 48-34A of the Zoning Local Law on the following Proposition:

Appeal No. 4

Request of VGR Assocs./Poughkeepsie Savings Bank

for a VARIANCE of the Zoning Local Law to permit:

additional facade sign on Price Choppers Supermarket  
for a total of 3 signs;

being a VARIANCE of Section 48-18 H (1) (b) [5] of the  
Supp. Sign Regs.

for property situated as follows:

Rts. 300/94, Five Corners, Vails Gate, New Windsor, N.Y.

known as tax lot Section 69 Block 1 Lot 6.

SAID HEARING will take place on the 24th day of March,  
1997, at New Windsor Town Hall, 555 Union Avenue, New Windsor,  
New York, beginning at 7:30 o'clock P. M.

James Nugent  
Chairman

ZONING BOARD OF APPEALS : TOWN OF NEW WINDSOR  
COUNTY OF ORANGE : STATE OF NEW YORK

-----x  
In the Matter of Application for Variance of

UGL Assocs/Poughkeepsie Savings Bank.  
Applicant.

AFFIDAVIT OF  
SERVICE  
BY MAIL

#97-4.-----x

STATE OF NEW YORK )  
                              ) SS.:  
COUNTY OF ORANGE )

PATRICIA A. BARNHART, being duly sworn, deposes and says:

That I am not a party to the action, am over 18 years of age  
and reside at 7 Franklin Avenue, New Windsor, N. Y. 12553.

On March 5, 1997, I compared the 50 addressed  
envelopes containing the attached Notice of Public Hearing with  
the certified list provided by the Assessor regarding the above  
application for variance and I find that the addressees are  
identical to the list received. I then mailed the envelopes in a  
U. S. Depository within the Town of New Windsor.

Patricia A. Barnhart  
Patricia A. Barnhart

Sworn to before me this  
5<sup>th</sup> day of March, 1997.

Deborah Green  
Notary Public  
DEBORAH GREEN  
Notary Public, State of New York  
Qualified in Orange County  
# 4984065  
Commission Expires July 15, 1997

(TA DOCDISK#7-030586.AOS)

PROXY AFFIDAVIT

SUBMISSION OF APPLICATION FOR VARIANCE # 97-4.4.  
~~96-35~~

ZONING BOARD OF APPEALS

TOWN OF NEW WINDSOR

STATE OF NEW YORK

SS:

COUNTY OF NEW YORK

I, Irving S. Bobrow, being duly sworn, deposes and says: I am the General Partner of V.G.R. Associates, a partnership, the record owner of a certain parcel of land within the Town of New Windsor designated as tax map Section 69 Block 1 Lot 6. I hereby authorize

TOM WALSH  
of SIGN LANGUAGE INC.

(company name) to make an application before the Zoning Board of Appeals as described in the within application.

Dated: November 21, 1996

Irving S. Bobrow  
Signature of Irving S. Bobrow

Title: General Partner

Sworn to before me this  
21st day of November, 1996

Michael D. Disanto  
Notary Public

MICHAEL DISANTO  
NOTARY PUBLIC, State of New York  
No. 01D14634173  
Qualified in Queens County  
Commission Expires Jan. 31, 1997

Date 2/10/97, 19.....

# TOWN OF NEW WINDSOR

TOWN HALL, 555 UNION AVENUE  
NEW WINDSOR, NEW YORK 12553

TO Frances Roth 147 Sycamore Dr DR.  
New Windsor Ny 12553

DATE			CLAIMED	ALLOWED
1/27/97	Zoning Board Mtg		75 00	
	MISC - 2			
	UG R - 7 ✓ 31.50			
	Pietrzak - 3			
	Pizzo - 3			
	AF&F - 7			
	Beddings - 17			
	Coyman - 3			
	Lam 3		202 50	
	<u>45 PD</u>		<u>277 50</u>	

PRELIMINARY MEETING:

V.G.R. ASSOCIATES/POUGHKEEPSIE SAVINGS BANK

MR. NUGENT: Request for variance for additional facade sign in variation of Section 48-18H(1)(b)[1] of the supplemental sign regulations, for bank located at Price Choppers Supermarket in Vails Gate in a C zone.

Mr. Thomas Walsh appeared before the board for this proposal.

MR. NUGENT: Explain to the board what you're going to do and then if we have any questions, we'll ask you.

MR. WALSH: Okay, the request is for a variance, the bank is located internally in the Price Chopper. The request is for an additional or a sign on the outside facade of the building to identify the bank internal to the Price Chopper.

MR. NUGENT: Okay, we went through this just recently, and they had asked for three facade signs. At the time, yours was not one of those, is that correct?

MR. WALSH: That is correct. I don't know of any others besides this one.

MS. BARNHART: The other one that was before the board was Shop Rite to have--

MR. TORLEY: No, it was Price Chopper, they asked for several extra signs, we permitted them only two.

MS. BARNHART: Okay, I know what you're talking about, all right, he's talking about a bank sign, okay, you guys are talking about, right, but I'm just saying that--

MR. NUGENT: I'm reading that, I'm reading this disapproval by Ernie, says variance granted for three existing facade signs for existing three facade signs adding one more bank sign for a total of four. Is that correct? Are we right with this? I thought we only gave them two.



MR. BABCOCK: We did.

MR. NUGENT: This is making it 3, not 4.

MR. BABCOCK: That is correct, according to my paperwork here, you approved the large sign and you approved to allow more than one facade sign, more than one doesn't say how many.

MR. TORLEY: We needed the formal decision.

MR. BABCOCK: Yes, we need the formal decision.

MS. BARNHART: You didn't give him the other sign, it was a deli, something like that.

MR. KANE: Something for the super center which didn't make a difference, it wasn't going on the inside.

MR. NUGENT: Regardless, he still needs a variance.

MS. BARNHART: He needs a variance from two additional facade signs.

MR. NUGENT: You're only looking for one, aren't you?

MS. BARNHART: Yeah, it says here he has three.

MR. NUGENT: He's only asking for one and they only have two.

MR. WALSH: These two I believe.

(Whereupon, Mr. Reis entered the room.)

MS. BARNHART: Mike, do you want to change that on the dates of disapproval?

MR. TORLEY: Has it been six months?

MR. NUGENT: Yes.

MR. TORLEY: Internal to the same structure, Mike, is that a question for you, if we have a structure like

this we'll call them a Price Slasher, make it hypothetical, if they lease space internal, they get variances for some signs or whatever, then they lease space internal to their approved store for another business, what are the regulations about that business having a sign?

MR. BABCOCK: Well, we're considering it, it's a Price Chopper, it's within Price Chopper. Now, Radio Shack is on their own, they are not within the building in that same thing, that is what we're saying.

MR. TORLEY: Physically within the Price Chopper store?

MR. BABCOCK: That is correct, you have to go under, well, actually they have got a 24 hour service on the outside but basically, you go, I don't think there is a separate entrance outside, right?

MR. WALSH: For the bank, no.

MR. BABCOCK: You go into Price Chopper, then into the bank so--

MR. NUGENT: So it's actually another facade sign?

MR. BABCOCK: Right.

MR. NUGENT: It is a means of identification for the bank.

MR. BABCOCK: That is correct, sure, if they had their own entrance outside, that is how I understood it, we would say that they are a different tenant and they are allowed to have a sign, each tenant's allowed to have one facade sign.

MR. NUGENT: Because they are internal in the building?

MR. BABCOCK: Right.

MR. KANE: With a separate entrance making them distinct.

MR. BABCOCK: Right. If the board feels differently on

that, I'm more than happy to modify it.

MR. TORLEY: The Caldors Shopping Center is the same deal, they have all the stores around the courtyard.

MR. NUGENT: Who?

MR. TORLEY: The Caldors Shopping Centers.

MR. BABCOCK: We allowed them to have their own sign because it's a same entrance, they are not within Caldors.

MR. NUGENT: But you're up to the discretion of the building inspector.

MR. NUGENT: The only thing, Mike, we have to change this from 3 to 2 and then from 4 to 3 on the disapproval.

MR. BABCOCK: Okay.

MR. TORLEY: The thing that bothers me a little bit about this obviously the store has a facade sign and you lease out 40 spaces, all of a sudden you have got 40 signs outside the building. The really old Shop Rite malls they want to try and least that for a flea market, by those standards, they can have 40 signs.

MR. KANE: What kind of sign?

MR. WALSH: Single sided illuminated, it's my understanding that this was presented at the planning board and it was noted that there would be a possibility of having an extra sign on there.

MR. NUGENT: Yes, we knew that.

MR. WALSH: And it would be a bank but they didn't know what bank and it was kind of, I don't know if it was approved at this point.

MS. BARNHART: They cannot approve signs if it's over the regulation size that is allowed, they can't approve it.

MR. NUGENT: At the time, there was such controversy over this building that we asked them to remove the sign just to make it simpler and that is the reason why it is not on it cause originally, we were going to give them the three signs and then it got so controversial we said let's make the whole thing as simple as possible, that is why you are here. And you're absolutely right, cause we could have, they put ten little stores inside this store, you can have ten little facade signs. On the other hand, the bank has to have some way to identify itself that it is in that building.

MR. TORLEY: I have got a suggestion. Have you discussed with Price Chopper combining your bank sign with the 24 hour sign?

MR. KANE: No, because that would be misleading, it would mean that the bank is open 24 hours, I think that is a misleading thing.

MR. TORLEY: I'm just trying to avoid having a lot more signs showing up on the facade.

MR. NUGENT: The bank, it's going to be confusing, because the bank's not going to be open 24 hours.

MR. WALSH: No, I don't believe so.

MR. TORLEY: Is there an ATM on the outside structure?

MR. WALSH: There's an ATM, I believe it's located inside, I'm not really sure.

MR. REIS: I apologize for being late, how many facade signs are there on the building?

MR. NUGENT: We only allow two.

MR. REIS: How many now?

MR. NUGENT: They want to put one more, if you remember, the bank was included in that the first time they came to the preliminary and we asked them to

remove that.

MR. REIS: We considered the unusual length of the building.

MR. NUGENT: Yes, extremely long.

MR. TORLEY: That is how they justified the 24 hour sign.

MR. KANE: Three by six is within regulations?

MR. NUGENT: There's no regulations for a facade sign.

MR. BABCOCK: There is, it's two foot by ten foot.

MR. NUGENT: That is any sign is supposed to be 2 by 10.

MR. BABCOCK: Right.

MR. NUGENT: Certainly within the dimensions.

MR. KANE: Well, I don't have a problem with the separate business having signing outside, I do have a problem with what Larry was saying we don't want to lead to having the whole wall full of signs.

MR. NUGENT: Each one is going to have to be on its own individual basis, no one's going to be able to say you gave it to so and so, we don't set any precedence.

MR. TORLEY: On the other hand, how do we not do it?

MR. NUGENT: Have to take one at a time.

MR. TORLEY: In other supermarkets that have internal bank offices, do they all have signs on the outside saying that is a bank as well?

MR. WALSH: The one, there's one I know of in Fishkill, New York, Shop Rite, and it has an M & T Bank and the sign is external and illuminated on the facade of that particular store. And they were going for another sign on that store and they were going to look at that as

January 27, 1997

8

possibly putting it up. But I assume that I think the owner did not want to put that sign up there.

MR. NUGENT: You're right because it could be a can of worms, you're absolutely right, but I don't know if it's our, cause there's really not any, I don't know if it is our jurisdiction to go ahead and beat this thing to death, simply because there's no real regulations set up for that kind of thing. I mean, if you look at Caldors, there's a, that whole circle is store, store, store, store, store.

MR. TORLEY: But those are considered separate structures not within Caldors.

MR. NUGENT: They are all in the same building.

MR. TORLEY: This is something that we need to kick up to the town board.

MR. NUGENT: In the meantime, something that came about that we should discuss, I will accept a motion.

MR. KANE: I make a motion that we set up the V.G.R. Associates Poughkeepsie Savings Bank for a public hearing for the requested variance.

MR. TORLEY: Second it.

ROLL CALL

MR. REIS	AYE
MR. KANE	AYE
MR. TORLEY	AYE
MR. NUGENT	AYE

MS. BARNHART: I have all your paperwork and you have to contact me, call me tomorrow afternoon sometime and we'll set up a time.

MR. WALSH: Yes.